

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; that I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention entitled:

CAST ENCLOSURES FOR BATTERY REPLACEMENT POWER UNITS

which is described and claimed in:

- ☒ the attached specification; or,
- ☐ the specification in application Serial No. ___ filed ___; or,
- ☐ as amended on ___; or,
- ☐ PCT international application No. ___ filed ___ as amended under Article 19 on ___ and/or under Article 34 on ___ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge my duty to disclose information which is material to the patentability of this invention in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign/PCT Application(s)</u>			Priority Claimed?	
Serial No.	Country	Filing Date	Yes	No

I hereby claim the benefit, under 35 U.S.C. §119(e), of any United States provisional application(s) that is/are listed below:

<u>U.S. Provisional Patent Applications</u>	
Serial No.	Filing Date

I hereby claim the benefit, under 35 U.S.C. §120, of any United States application(s) or any PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

U.S. Patent Applications		Status (Check One)			
Serial No.	Filing Date	Patented	Pending	Abandoned	
PCT Applications Designating US		Status (Check One)			
PCT No.	Filed	U.S.S.N.	Patented	Pending	Abandoned

I hereby appoint the following attorney(s) and/or agent(s), with full powers of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

<u>Name</u>	<u>Regn. No.</u>	<u>Name</u>	<u>Regn. No.</u>
Gerald O.S. Oyen	27,280	Gavin N. Manning	36,412
Blake R. Wiggs	29,505	George F. Kondor	40,477
Bruce M. Green	30,524	Craig A. Ash	48,228
David J. McGruder	32,375	Hilton W.C. Sue	51,325
Thomas W. Bailey	36,411		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole
or first Inventor: Adrian James Corless

Inventor's signature: _____

Date: _____

Residence Address: 103 College Court
Vancouver, British Columbia
Canada V3L 1K8

Citizenship: Canadian

Mailing Address: same as above

Full name of
second Inventor: David Aaron Leboe

Inventor's signature: _____

Date: _____

Residence Address: 4310 Sophia Street
Vancouver, British Columbia
Canada V5V 3V7

Citizenship: Canadian

Mailing Address: same as above

Full name of
third Inventor: Neil Brian Fagan

Inventor's signature: _____

Date: _____

Residence Address: 2057 Creelman Avenue
Vancouver, British Columbia
Canada V6J 1C2

Citizenship: Canadian

Mailing Address: same as above

Full name of
fourth Inventor: Kenneth William Kratschmar

Inventor's signature: _____

Date: _____

Residence Address: 101 - 1615 Vine Street
Vancouver, British Columbia
Canada V6K 3J3

Citizenship: Canadian

Mailing Address: same as above

Full name of
fifth Inventor: Hamid Reza Tamehi

Inventor's signature: _____

Date: _____

Residence Address: 33 - 3939 Indian River Drive
North Vancouver, British Columbia
Canada V7G 2P6

Citizenship: Canadian

Mailing Address: same as above

Full name of
sixth Inventor: Jeremy Shane Lindstrom

Inventor's signature: _____

Date: _____

Residence Address: 3474 Nairn Avenue
Vancouver, British Columbia
Canada V5S 4B5

Citizenship: Canadian

Mailing Address: same as above

Full name of
seventh Inventor: Zebedee James Lander

Inventor's signature: _____

Date: _____

Residence Address: 1733 8th Avenue
New Westminster, British Columbia
Canada V3M 2S8

Citizenship: Canadian

Mailing Address: same as above

Paper No.: _____

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventors: CORLESS, Adrian; LEBOE, David; FAGAN, Neil; KRATSCHMAR,
Kenneth; TAMEHI, Hamid; LINDSTROM, Jeremy; and LANDER,
Zebedee
Title: CAST ENCLOSURES FOR BATTERY REPLACEMENT POWER UNITS
Serial No.: Unassigned
Filed: Herewith
Date: 31 October 2003

Director of the United States Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

ASSOCIATE POWER OF ATTORNEY

Please recognize the following attorney as my associate attorney in respect of this application:

<u>NAME</u>	<u>REGISTRATION NO.</u>
L. Grant Foster	33,236

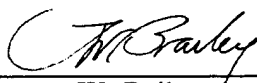
Please direct all telephone calls to Holland & Hart LLP at Telephone No. (801) 595-7830.

Please address all correspondence to:

HOLLAND & HART LLP
555 - 17TH Street, Suite 3200
P.O. Box 8749
Denver, CO
80201 U.S.A.

Respectfully submitted,

By:



Thomas W. Bailey
Registration No. 36,411
tel: 604.669.3432
fax: 604.681.4081
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Vancouver, B.C.
CANADA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PATENT APPLICATION SERIAL NO.Unknown
FILING DATE..... Filed Herewith
INVENTORS..... Adrian James Corless et al.
ASSIGNEE..... Cellex Power Products, Inc.
GROUP ART UNITUnknown
EXAMINERUnknown
ATTORNEY'S DOCKET NO. 45896.0026
TITLE "Cast Enclosures for Battery Replacement Power Units"

STATEMENT CONCERNING SMALL ENTITY

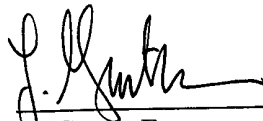
To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

From: L. Grant Foster
HOLLAND & HART LLP
555 - 17th Street, Suite 3200
P.O. Box 8749
Denver, Colorado 80201
Telephone: (801) 595-7830
Facsimile: (801) 364-9124

This confirms that Applicant qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

Respectfully submitted,

Date: 31 OCTOBER 2003



L. Grant Foster

Registration No. 33,236

ASSIGNMENT

WHEREAS WE, CORLESS, Adrian James; LEBOE, David Aaron; FAGAN, Neil Brian; KRATSCHMAR, Kenneth William; TAMEHI, Hamid Reza; LINDSTROM, Jeremy Shane; and LANDER, Zebedee James, (collectively, the "Assignors"), whose full post office addresses are respectively 103 College Court, Vancouver, British Columbia, Canada V3L 1K8; 4310 Sophia Street, Vancouver, British Columbia, Canada V5V 3V7; 2057 Creelman Avenue, Vancouver, British Columbia, Canada V6J 1C2; 101 - 1615 Vine Street, Vancouver, British Columbia, Canada V6K 3J3; 33 - 3939 Indian River Drive, North Vancouver, British Columbia, Canada V7G 2P6; 3474 Nairn Avenue, Vancouver, British Columbia, Canada V5S 4B5; 1733 8th Avenue, New Westminster, British Columbia, Canada V3M 2S8; are the inventors of certain inventions or improvements described and claimed in the application for United States Letters Patent executed concurrently herewith and entitled:

CAST ENCLOSURES FOR BATTERY REPLACEMENT POWER UNITS

AND WHEREAS, CELLEX POWER PRODUCTS, INC., ("Assignee") whose full post office address is 220 - 13155 Delf Place, Richmond, British Columbia, Canada V6V 2A2, is desirous of acquiring the entire right, title and interest in and to the said inventions or improvements, and in and to the said application, and in, to and under all Letters Patent which may be granted on or as a result thereof in all countries;

NOW THEREFORE, in consideration of ONE (\$1.00) DOLLAR and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, WE, the Assignors, do hereby, both jointly and severally, sell, assign, transfer and set over to the Assignee the entire right, title and interest in and to the said inventions or improvements and said application, and all continuations, divisions, renewals of or substitutes for said application, and in, to and under all Letters Patent which may be granted on or as a result thereof, and any reissue or reissues of said Letters Patent; and WE assign to and authorize the Assignee to file in our names applications for Letters Patent for said inventions or improvements in all countries, the same to be held and enjoyed by the Assignee, its successors, assigns, nominees or legal representatives, to the full end of the term or terms for which said Letters Patent respectively may be granted, reissued or extended, as fully and entirely as the same would have been held and enjoyed by us, had this assignment, sale and transfer not been made;

AND WE hereby covenant that WE have full right to convey the entire interest herein assigned, and that WE have not executed and will not execute any agreement in conflict herewith, and WE further covenant and agree that WE will, each time request is made and without undue delay, execute and deliver all such papers as may be necessary or desirable to perfect the title to said inventions or improvements, said application and said Letters Patent, in the Assignee, its successors, assigns, nominees or legal representatives, and WE agree to communicate to the Assignee, or its nominees, all known facts respecting said inventions or improvements, said application and said Letters Patent, to testify in any legal proceedings, to sign all lawful papers, to execute all disclaimers and divisional, continuing, reissue and foreign applications, to make all rightful oaths, and generally to do everything possible to aid the Assignee, its successors, assigns, nominees and legal representatives to obtain and enforce for its or their own benefit, proper patent protection for said inventions or improvements in all countries, all at the expense, however, of the Assignee or its successors, assigns, nominees or legal representatives;

AND WE hereby authorize and request the Commissioner of Patents and Trademarks of the United States of America and any official of any country or countries foreign to the United States of America whose duty it is to issue patents on applications as aforesaid, to issue to the Assignee, as assignee of the entire right, title and interest, all Letters Patent for said inventions or improvements, which may be issued and granted on or as a result of the application aforesaid, in accordance with the terms of this Assignment.

EXECUTED at _____ this _____ day of _____, 2003.

Adrian James Corless

EXECUTED at _____ this _____ day of _____, 2003.

David Aaron Leboe

EXECUTED at _____ this _____ day of _____, 2003.

Neil Brian Fagan

EXECUTED at _____ this _____ day of _____, 2003.

Kenneth William Kratschmar

EXECUTED at _____ this _____ day of _____, 2003.

Hamid Reza Tamehi

EXECUTED at _____ this _____ day of _____, 2003.

Jeremy Shane Lindstrom

EXECUTED at _____ this _____ day of _____, 2003.

Zebedee James Lander

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared ADRIAN JAMES CORLESS, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared DAVID AARON LEBOE, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared NEIL BRIAN FAGAN, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared KENNETH WILLIAM KRATSCHMAR, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared HAMID REZA TAMEHI, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared JEREMY SHANE LINDSTROM, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

NOTARIAL CERTIFICATE

On this _____ day of _____, 2003, before me, personally appeared ZEBEDEE JAMES LANDER, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

Notary Public in and for the Province of
British Columbia, Canada.
My Commission is for life.

STATEMENT OF ACCEPTANCE

The foregoing Assignment is hereby accepted by the Assignee:

CELLEX POWER PRODUCTS, INC.

(C/S)

By: _____
Title: _____
Date: _____